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10
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14 signature page]

15
16 **UNITED STATES DISTRICT COURT**
17 **CENTRAL DISTRICT OF CALIFORNIA**

18 ENTROPIC COMMUNICATIONS,
19 LLC,

20 Plaintiff,

21 v.

22 COX COMMUNICATIONS, INC., *et*
23 *al.*,

24 Defendants.

25 COX COMMUNICATIONS, INC., *et*
26 *al.*,

27 Counter-Claimants,

28 v.

29 ENTROPIC COMMUNICATIONS,
30 LLC; MAXLINEAR
31 COMMUNICATIONS LLC; AND
32 MAXLINEAR, INC.,

33 Counter-Defendants.

34 Case No. 2:23-cv-1049-JWH-KES
35 (Lead Case)
36 Case No. 2:23-cv-1050-JWH-KES
37 (Related Case)

38
39 **STIPULATION RE: HEARING AND**
40 **BRIEFING ON MOTIONS TO**
41 **DISMISS COX DEFENDANTS'**
42 **COUNTERCLAIMS**

43 District Judge: Hon. John W. Holcomb
44 Magistrate Judge: Hon. Karen E. Scott

45
46 **STIPULATION RE: HEARING AND BRIEFING ON MOTION TO DISMISS**
47 **COX DEFENDANTS' COUNTERCLAIMS**

1 ENTROPIC COMMUNICATIONS,
2 LLC,
3

4 Plaintiff,
5

6 COMCAST CORPORATION; *et al.*,
7

8 Defendants.
9

**STIPULATION RE: HEARING AND BRIEFING ON MOTION TO DISMISS
COX DEFENDANTS' COUNTERCLAIMS**

1 Plaintiff and Counter-Defendant Entropic Communications, LLC (“Entropic”);
2 Counter-Defendants MaxLinear, Inc. and MaxLinear Communications, LLC
3 (collectively, “MaxLinear”); and Defendants Cox Communications, Inc., CoxCom
4 LLC, and Cox Communications California, LLC’s (collectively, “Cox”) (together with
5 Entropic and MaxLinear, the “Parties”), by and through their respective counsel,
6 stipulate and enter into this Stipulation re: Hearing and Briefing on Motions to Dismiss
7 Cox Defendants’ Counterclaims:

8 WHEREAS, on October 6, 2023, Cox filed an Amended Answer and
9 Counterclaim (1049 DE 87) against Entropic and Maxlinear;

10 WHEREAS, on December 22, 2023, MaxLinear filed a motion to dismiss Cox’s
11 counterclaims (1049 DE 160);

12 WHEREAS, on December 22, 2023, Entropic also filed a motion to dismiss
13 Cox’s counterclaims (1049 DE 161);

14 WHEREAS, on January 9, 2024, Cox filed its First Amended Counterclaims
15 against Entropic and MaxLinear (1049 DE 189);

16 WHEREAS, Entropic and MaxLinear dispute the procedural propriety of Cox’s
17 amendment of its counterclaims without leave of Court after it had already amended its
18 answer;

19 WHEREAS, the Parties agree that Entropic and MaxLinear’s motions to dismiss
20 Cox’s counterclaims should not proceed and the hearing on the motions to dismiss
21 Cox’s counterclaims filed by Entropic and MaxLinear (1049 DE 160 and 1049 DE 161)
22 should not proceed and should not be adjudicated;

23 WHEREAS, the Parties do not intend to proceed with briefing on these motions,
24 which are set to be heard on February 2, 2024, and instead intend to respond to Cox’s
25 First Amended Counterclaims;

26 WHEREAS, the Parties agree that the February 2, 2024 hearing should be
27 vacated;

1 NOW THEREFORE, the Parties, by and through their respective counsel, hereby
2 STIPULATE AND AGREE as follows:

- 3 1. The hearing set for February 2, 2024 regarding MaxLinear's motion to
4 dismiss (1049 DE 160) and Entropic's motion to dismiss (1049 DE 161) is
5 hereby vacated. These motions shall not proceed.
- 6 2. The deadline for Entropic and MaxLinear to respond to Cox's First
7 Amended Counterclaims (1049 DE 189) shall be **February 6, 2024**.
- 8 3. The deadline for Cox to file its opposition to any motions to dismiss filed
9 by Entropic and MaxLinear in response to Cox's First Amended
10 Counterclaims shall be **March 1, 2024**.
- 11 4. The deadline for Entropic and MaxLinear to file replies in support of any
12 motions to dismiss Cox's First Amended Counterclaims shall be
13 **March 15, 2024**.
- 14 5. Subject to the Court's schedule, any motions to dismiss filed by Entropic
15 and MaxLinear in response to Cox's First Amended Counterclaims will be
16 heard on **March 29, 2024**.

17
18 Dated: January 19, 2024

Respectfully Submitted,

19 By: /s/ Cassidy T. Young

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16 **ENTROPIC COMMUNICATIONS, LLC**

17 Dated: January 19, 2024

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DEFENDANTS MAXLINEAR, INC.
AND MAXLINEAR
COMMUNICATIONS LLC

8 Dated: January 19, 2024

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**ATTORNEYS FOR DEFENDANTS COX
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CALIFORNIA, LLC**

SIGNATURE CERTIFICATION

Pursuant to Local Rule 5-4.3.4(a)(2)(i), I, Cassidy T. Young, attest that all other signatories listed above concur in this filing's content and have authorized the filing.

/s/ Cassidy T. Young